

## COMMODITY.

REVISOR'S NOTE: This subsection presently appears as Art. 83, §38(b).

In item (4) of this subsection, the word "section" is substituted for "subsection" to correct an apparent error in the present law. Obviously, an action would not be brought "under" subsection (b), which lists only permitted activities.

In item (5) of this subsection, the word "commodity," which is defined in §11-201, is substituted for undefined "goods." The phrase "but not limited to" is deleted as unnecessary since use of the word "include" is not intended in any sense to be exclusionary or limiting. The maxim of expressio unius est exclusio alterius and doctrines of similar implication are not intended, therefore, to be made applicable by reason of this deletion.

The only other changes are in style.

With respect to item (5), the Commission notes that this exception, quite unlike the others, omits reference to "services," as well as commodities. Since services are also subject to changing conditions affecting their marketability, it would appear that the omission was an inadvertent one. However, since any change in this regard would be of a substantive nature, no such change is made.

11-205. PRODUCTION OF DOCUMENTS FOR INSPECTION BY ATTORNEY GENERAL.

(A) ATTORNEY GENERAL'S DEMAND FOR PRODUCTION OF DOCUMENTS.

EXCEPT AS PROVIDED IN SUBSECTION (I), IF THE ATTORNEY GENERAL BELIEVES THAT A PERSON MAY BE IN POSSESSION, CUSTODY, OR CONTROL OF ANY ORIGINAL OR COPY OF ANY BOOK, RECORD, REPORT, MEMORANDUM, PAPER, COMMUNICATION, TABULATION, MAP, CHART, PHOTOGRAPH, MECHANICAL TRANSCRIPTION, OR OTHER TANGIBLE DOCUMENT OR RECORDING, WHEREVER SITUATED, WHICH HE BELIEVES IS RELEVANT TO THE SUBJECT MATTER OF AN INVESTIGATION OF A POSSIBLE VIOLATION OF THIS SUBTITLE, HE MAY SERVE ON THE PERSON BEFORE INSTITUTION OF A CIVIL PROCEEDING FOR THE VIOLATION A WRITTEN CIVIL INVESTIGATIVE DEMAND WHICH REQUIRES HIM TO PRODUCE THE DOCUMENTARY MATERIAL AND PERMIT INSPECTION AND COPYING.